

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Illinois Bell Telephone Company	:	
	:	
Application for an Order 1)	:	
Authorizing Certain Revisions to	:	04-0612
the Bellwood and Elmhurst	:	
Exchanges, and 2) Granting New	:	
Certificates of Exchange Service	:	
Authority for Said Exchanges.	:	

ORDER

By the Commission:

On October 6, 2004, Illinois Bell Telephone Company ("SBC") filed an application with the Illinois Commerce Commission ("Commission") seeking entry of an order authorizing a change in the boundary between its Bellwood Exchange and Elmhurst Exchange and granting certificates of service authority to SBC reflecting the revision to the boundary between the exchanges. No other telecommunications carrier is involved. Subpart G of 83 Ill. Adm. Code Part 730, "Standards of Service for Telephone Utilities," concerns boundaries and exchange boundary maps. Section 730.705(a) requires any change to an exchange boundary to be accomplished through a petition filed with the Commission and provides further that a new certificate of service authority will be issued for any exchange in which area is to be added or withdrawn.

Along with the application SBC filed maps of the exchanges as Exhibit 1, a legal description of the area to be transferred between the exchanges as Exhibit 2, and the testimony of Cheryl Giacomini as Exhibit 3.¹ Ms. Giacomini is the Manager for Boundary and Complaint Issues in SBC's regulatory group. SBC filed the affidavit of Ms. Giacomini supporting her testimony on December 8, 2004. No petitions to intervene were received. On December 9, 2004, Commission Staff filed an answer to the application indicating that it had no objection to the application. No hearing was held in this matter.

According to the application, SBC has operated and maintained telephone facilities, and has transacted a telephone public utility business continuously in the Bellwood Exchange and Elmhurst Exchange for many years. SBC possesses certificates from the Commission to engage in said business within each exchange. SBC's most recent certificate for the Bellwood Exchange was issued June 16, 1983, in Docket No. 57016; the most recent certificate for the Elmhurst Exchange was issued

¹ SBC filed an erratum on October 14, 2004 consisting of a corrected version of a map depicting the relevant portion of the existing boundaries of the exchanges and a revised application correcting a reference to the map.

September 30, 1987, in Docket No. 87-0109. SBC states that it is the principal provider of local exchange telecommunications services in these two exchanges.

Ms. Giacomini testifies that SBC proposes to withdraw certain territory from its Bellwood Exchange and to transfer that territory to its Elmhurst Exchange. She explains that the proposed adjustment of the exchange area boundary will allow territory in the Bellwood Exchange that is cut off from the rest of that exchange by Interstate 294 to be included in the adjacent Elmhurst Exchange. Ms. Giacomini indicates that there is one customer in this area that is currently served from the Elmhurst Exchange via a Foreign Exchange ("FX") circuit. She states that this customer's telephone number will not change as a result of the boundary revision. With regard to 9-1-1 service, Ms. Giacomini testifies that the 9-1-1 locator service does not work on FX circuits. The boundary revision will eliminate the need for a FX circuit and enhance the 9-1-1 service available to the customer.

Ms. Giacomini testifies further that she believes the application is in the public interest and that the convenience and necessity of the public will be best served by the granting of new Certificates of Exchange Service Authority. She asserts that the boundary revision will not diminish in any way SBC's ability to provide adequate, reliable, efficient, safe, and least-cost local exchange telecommunications service to the areas served by the Bellwood Exchange and Elmhurst Exchange. As for SBC's technical, financial, and managerial resources and abilities to provide local exchange telecommunications service in the two exchanges, Ms. Giacomini notes that SBC has approximately 20,700 employees and has been providing local exchange telephone service in the two exchanges for a number of years. She adds that the 2002 annual report that SBC filed with the Commission in April 2003 provides more information about the company's financial position. Ms. Giacomini states further that SBC is part of SBC Communications, Inc., one of the world's leading voice, data, and Internet service providers. Overall, she reports, SBC companies currently serve 55 million access lines nationwide and provide a full range of voice, data, networking, and e-business services. With these resources available, Ms. Giacomini believes that SBC should be able to continue to provide local exchange telephone service in the Bellwood Exchange and Elmhurst Exchange. She also requests that the new certificates be issued in the name of "Illinois Bell Telephone Company" for both exchanges.

In light of the evidence of record, the Commission concludes that the requested relief should be granted. The proposed modification to the boundary between the Bellwood Exchange and Elmhurst Exchange is reasonable and appropriate. The record also supports the finding that SBC will continue to possess the requisite managerial, technical, and financial resources and abilities to provide service in the modified exchanges. Section 730.700 of Part 730 requires local exchange carriers to have on file with the Commission an exchange area boundary map for each of its exchanges. The Commission directs SBC to file maps reflecting the revised boundaries of the two exchanges consistent with Part 730.

The Commission, having considered the entire record herein and being fully advised in the premises, is of the opinion and finds that:

- (1) SBC is a corporation organized under and existing by virtue of the laws of the State of Illinois and is a telecommunications carrier within the meaning of Section 13-202 of the Public Utilities Act, 220 ILCS 5/1-101 et seq.;
- (2) the Commission has jurisdiction over SBC and the subject matter of this proceeding;
- (3) the recitals of fact set forth in the prefatory portion of this Order are supported by the record and are hereby adopted as findings of fact;
- (4) 9-1-1 emergency service will not be hampered by the proposed boundary revision;
- (5) no other telecommunications carrier's exchange boundaries will be affected if the application is granted;
- (6) SBC and its predecessor companies have provided telephone service in Illinois for many years; SBC possesses sufficient technical, financial, and managerial resources and abilities to provide local exchange telecommunications service to the modified Bellwood Exchange and Elmhurst Exchange;
- (7) the proposed boundary revision is reasonable and in the public interest; SBC should be allowed to revise the boundary between the Bellwood Exchange and Elmhurst Exchange, as described in the application;
- (8) the certificates of service authority authorizing SBC's provisioning of local exchange telecommunications service in the Bellwood Exchange and Elmhurst Exchange should be canceled as they relate to those exchanges; and
- (9) new certificates of exchange service authority should be issued to SBC authorizing the provisioning of local exchange service in the modified Bellwood Exchange and Elmhurst Exchange.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the proposed revision to the boundary between the Bellwood Exchange and Elmhurst Exchange is hereby approved as described in the application.

IT IS FURTHER ORDERED that the certificates of service authority authorizing Illinois Bell Telephone Company's provisioning of local exchange telecommunications service in the Bellwood Exchange and Elmhurst Exchange are hereby canceled as they relate to those exchanges.

IT IS FURTHER ORDERED that Illinois Bell Telephone Company is hereby granted Certificates of Exchange Service Authority pursuant to Section 13-405 of the Public Utilities Act for the provision of facilities-based local exchange telecommunications services in the modified Bellwood Exchange and Elmhurst Exchange; said certificates should read as follows:

CERTIFICATE OF EXCHANGE SERVICE AUTHORITY

IT IS HEREBY CERTIFIED that Illinois Bell Telephone Company is authorized, pursuant to Section 13-405 of the Public Utilities Act, to provide facilities-based local exchange telecommunications services within the Bellwood Exchange.

CERTIFICATE OF EXCHANGE SERVICE AUTHORITY

IT IS HEREBY CERTIFIED that Illinois Bell Telephone Company is authorized, pursuant to Section 13-405 of the Public Utilities Act, to provide facilities-based local exchange telecommunications services within the Elmhurst Exchange.

IT IS FURTHER ORDERED that Illinois Bell Telephone Company shall, within 30 days from the date of this Order, file with the Commission revised exchange boundary maps for the Bellwood Exchange and Elmhurst Exchange, in accordance with this Order and 83 Ill. Adm. Code Part 730.

IT IS FURTHER ORDERED that the Commission retains jurisdiction over Illinois Bell Telephone Company and the subject matter hereof for the purpose of issuing such further order or orders as it may deem necessary.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By order of the Commission this 5th day of January, 2005.

(SIGNED) EDWARD C. HURLEY

Chairman